

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ARRMON H. DAUGHERTY,	)	4:10CV3111
	)	
Plaintiff,	)	
	)	
v.	)	<b>MEMORANDUM</b>
	)	<b>AND ORDER</b>
CITY OF LINCOLN, LINCOLN POLICE	)	
DEPARTMENT, ARMSTRONG, Sgt 1257,	)	
DENZIN, Ofc 1622, HOSE, Ofc 1606,	)	
SMITH, Ofc 826, and VIGIL, Ofc 1570,	)	
	)	
Defendants.	)	
	)	

This matter is before the court on its own motion. On September 16, 2010, the court entered a Memorandum and Order directing Plaintiff to file an amended complaint no later than October 17, 2010. (Filing No. [10](#).) The court warned Plaintiff that failure to file an amended complaint by that deadline would result in the dismissal of this matter without further notice. Plaintiff filed a Notice of Change of Address on October 26, 2010 (filing no. [15](#)), but has not filed an amended complaint or any other response to the court's September 16, 2010, Memorandum and Order.

IT IS THEREFORE ORDERED that:

1. This matter is dismissed without prejudice because Plaintiff failed to prosecute this matter diligently and failed to comply with this court's orders.
2. A separate judgment will be entered in accordance with this Memorandum and Order.

DATED this 9<sup>th</sup> day of November, 2010.

BY THE COURT:

s/ Joseph F. Bataillon  
Chief United States District Judge

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